

Mr. BARTON of Texas. I'm sorry, Mr. Speaker, I couldn't hear the answer. I am not being dilatory.

The SPEAKER pro tempore. The Member may consult the leadership on standards of adequate notice.

Mr. BILBRAY. Parliamentary inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman may state his inquiry.

Mr. BILBRAY. The most gracious gentlelady from Connecticut pointed out that the gentleman from California had cooperated here. Is there any reason that the gentlelady from Connecticut or the majority could accept the amendment and bring it back tomorrow morning at 9 a.m. so the American people could be assured that illegal aliens would not get this benefit, as the gentlelady from Connecticut has assured us?

The SPEAKER pro tempore. The Chair has recently addressed this. It is further in Deschler's Precedents, volume 7, chapter 23, section 32.25.

Without objection, the previous question is ordered on the motion to recommit.

There was no objection.

The SPEAKER pro tempore. The question is on the motion to recommit.

The question was taken; and the Speaker pro tempore announced that the noes appeared to have it.

Mr. LEWIS of California. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 9 of rule XX, the Chair will reduce to 5 minutes the minimum time for any electronic vote on the question of passage.

The vote was taken by electronic device, and there were—yeas 212, nays 216, not voting 5, as follows:

[Roll No. 814]

YEAS—212

Aderholt	Cantor	Gallegly
Akin	Capito	Garrett (NJ)
Alexander	Carney	Gerlach
Altmire	Carter	Giffords
Bachmann	Castle	Gilchrest
Bachus	Chabot	Gillmor
Baker	Coble	Gingrey
Barrett (SC)	Cole (OK)	Gohmert
Barrow	Conaway	Goode
Bartlett (MD)	Cubin	Goodlatte
Barton (TX)	Culberson	Granger
Bean	Davis (KY)	Graves
Biggert	Davis, David	Hall (TX)
Bilbray	Davis, Tom	Hastert
Bilirakis	Deal (GA)	Hastings (WA)
Bishop (UT)	Dent	Hayes
Blackburn	Diaz-Balart, L.	Heller
Blunt	Diaz-Balart, M.	Hensarling
Boehner	Doolittle	Herger
Bonner	Drake	Hill
Bono	Dreier	Hobson
Boozman	Duncan	Hoekstra
Boren	Ehlers	Hulshof
Boustany	Ellsworth	Hunter
Brady (TX)	Emerson	Inglis (SC)
Broun (GA)	English (PA)	Issa
Brown (SC)	Everett	Jindal
Brown-Waite,	Fallin	Johnson (IL)
Ginny	Feeney	Jones (NC)
Buchanan	Ferguson	Jordan
Burgess	Flake	Keller
Burton (IN)	Forbes	King (IA)
Buyer	Fortenberry	King (NY)
Calvert	Fossella	Kingston
Camp (MI)	Fox	Kirk
Campbell (CA)	Franks (AZ)	Kline (MN)
Cannon	Frelinghuysen	Knollenberg

Kuhl (NY)	Myrick	Sessions
LaHood	Neugebauer	Shadegg
Lamborn	Nunes	Shays
Latham	Paul	Shimkus
LaTourette	Pearce	Shuler
Lewis (CA)	Pence	Shuster
Lewis (KY)	Peterson (PA)	Simpson
Linder	Petri	Smith (NE)
LoBiondo	Pickering	Smith (NJ)
Lucas	Pitts	Smith (TX)
Lungren, Daniel	Platts	Souder
E.	Poe	Stearns
Mack	Porter	Sullivan
Manzullo	Price (GA)	Tancredo
Marchant	Pryce (OH)	Taylor
Marshall	Putnam	Terry
Matheson	Radanovich	Thornberry
McCarthy (CA)	Ramstad	Tiahrt
McCaul (TX)	Regula	Tiberi
McCotter	Rehberg	Turner
McCrery	Reichert	Upton
McHenry	Renzi	Walberg
McHugh	Reynolds	Walden (OR)
McIntyre	Rogers (AL)	Walsh (NY)
McKeon	Rogers (KY)	Wamp
McMorris	Rogers (MI)	Weldon (FL)
Rodgers	Rohrabacher	Weller
Mica	Ros-Lehtinen	Westmoreland
Miller (FL)	Roskam	Whitfield
Miller (MI)	Royce	Wickert
Miller, Gary	Ryan (WI)	Wilson (NM)
Moran (KS)	Sali	Wilson (SC)
Murphy, Patrick	Saxton	Wolf
Murphy, Tim	Schmidt	Young (FL)
Musgrave	Sensenbrenner	

NAYS—216

Abercrombie	Farr	McCollum (MN)
Ackerman	Fattah	McDermott
Allen	Filner	McGovern
Andrews	Frank (MA)	McNerney
Arcuri	Gillibrand	McNulty
Baca	Gonzalez	Meek (FL)
Baird	Gordon	Meeks (NY)
Baldwin	Green, Al	Melancon
Becerra	Green, Gene	Michaud
Berkley	Grijalva	Miller (NC)
Berman	Gutierrez	Miller, George
Berry	Hall (NY)	Mitchell
Bishop (GA)	Hare	Mollohan
Bishop (NY)	Harman	Moore (KS)
Blumenauer	Hastings (FL)	Moore (WI)
Boswell	Herseth Sandlin	Moran (VA)
Boucher	Higgins	Murphy (CT)
Boyd (FL)	Hinchee	Murtha
Boyd (KS)	Hinojosa	Nadler
Brady (PA)	Hirono	Napolitano
Braley (IA)	Hodes	Neal (MA)
Brown, Corrine	Holden	Oberstar
Butterfield	Holt	Obey
Capps	Honda	Olver
Capuano	Hookey	Ortiz
Cardoza	Hoyer	Pallone
Carnahan	Inslee	Pascarell
Carson	Israel	Pastor
Castor	Jackson (IL)	Payne
Chandler	Jackson-Lee	Pelosi
Clay	(TX)	Perlmutter
Cleaver	Jefferson	Peterson (MN)
Clyburn	Johnson (GA)	Pomeroy
Cohen	Johnson, E. B.	Price (NC)
Conyers	Jones (OH)	Rahall
Cooper	Kagen	Rangel
Costa	Kanjorski	Reyes
Costello	Kaptur	Rodriguez
Courtney	Kennedy	Ross
Cramer	Kildee	Rothman
Crowley	Kilpatrick	Roybal-Allard
Cuellar	Kind	Ruppersberger
Cummings	Klein (FL)	Rush
Davis (AL)	Kucinich	Ryan (OH)
Davis (CA)	Lampson	Salazar
Davis (IL)	Langevin	Sanchez, Linda
Davis, Lincoln	Lantos	T.
DeFazio	Larsen (WA)	Sanchez, Loretta
DeGette	Larson (CT)	Sarbanes
Delahunt	Lee	Schakowsky
DeLauro	Levin	Schiff
Dicks	Lewis (GA)	Schwartz
Dingell	Lipinski	Scott (GA)
Doggett	Loebach	Scott (VA)
Donnelly	Lofgren, Zoe	Serrano
Doyle	Lowey	Sestak
Edwards	Lynch	Shea-Porter
Ellison	Mahoney (FL)	Sherman
Emanuel	Maloney (NY)	Sires
Emanuel	Markey	Skelton
Eshoo	Matsui	Slaughter
Etheridge	McCarthy (NY)	Smith (WA)

Snyder	Tierney	Watson
Solis	Towns	Watt
Space	Udall (CO)	Waxman
Spratt	Udall (NM)	Weiner
Stark	Van Hollen	Welch (VT)
Stupak	Velázquez	Wexler
Sutton	Visclosky	Wilson (OH)
Tanner	Walz (MN)	Woolsey
Tauscher	Wasserman	Wu
Thompson (CA)	Schultz	Wynn
Thompson (MS)	Waters	Yarmuth

NOT VOTING—5

Clarke	Davis, Jo Ann	Young (AK)
Crenshaw	Johnson, Sam	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised they have 2 minutes in which to vote on the motion to recommit.

□ 2301

Messrs. SPACE, LAMPSON, MITCHELL, MCNERNEY and Mrs. GILLIBRAND changed their vote from "yea" to "nay."

Ms. BEAN, Ms. ROS-LEHTINEN, Mr. LINCOLN DIAZ-BALART of Florida and Mr. MARIO DIAZ-BALART of Florida changed their vote from "nay" to "yea."

The SPEAKER pro tempore. On this vote the yeas are 214, the nays are 214. The motion is not agreed to.

The Chair recognizes the majority leader.

Mr. HOYER. Mr. Speaker, I ask unanimous consent to vacate the vote that we have just taken.

Mr. BOEHNER. I object.

The SPEAKER pro tempore. Objection is heard.

Mr. HOYER. Mr. Speaker, I move to reconsider the vote by which the previous vote was taken.

Mr. BOEHNER. Mr. Speaker, parliamentary inquiry.

The SPEAKER pro tempore. The Chair first will announce the result. The Chair prematurely announced that the motion was rejected on a tie vote of 214-214. After the cards already submitted in the well were entered in the computer, the result was the same, albeit by a different total, 212-216. The motion is not adopted.

The Chair recognizes the gentleman from Maryland.

Mr. HOYER. Mr. Speaker, I move to reconsider the vote by which the previous motion to recommit failed.

The SPEAKER pro tempore. The question is on the motion.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

RECORDED VOTE

Mr. BOEHNER. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. Pursuant to clause 9 of rule XX this will be a 5-minute vote.

The vote was taken by electronic device, and there were—aye 238, noes 12, answered "present" 55, not voting 127, as follows: